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Attorney for Defendant
Costco Wholesale Corporation

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * * *

SONIA VERA GUERRERO, an individual,

CASE NO.: 2:22-cv-458

Plaintiff,

v.

COSTCO WHOLESALE CORPORATION
dba COSTCO WHOLESALE, a foreign
corporation; DOES I through X; and ROE
ENTITIES I through X,

Defendants.

PETITION FOR REMOVAL OF CIVIL ACTION

TO: THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA:

Petitioner COSTCO WHOLESALE CORPORATION (hereinafter "COSTCO WHOLESALE CORPORATION" and/or "Petitioner"), a Washington Corporation respectfully shows:

1. Petitioner is the Defendant in the above-entitled action;
2. On February 15, 2022, an action was commenced against Defendant/Petitioner COSTCO WHOLESALE CORPORATION and is now pending in the District Court, Clark County, Nevada as Case No. A-22-848351-C. Process of Service was served upon Defendant/Petitioner

1 on February 24, 2022. Copies of the Complaint and Summons are attached hereto as Exhibits
2 “A” and “B” respectively;

3 3. This Notice is timely filed pursuant to 28 U.S.C. §1446(a) and (b);

4 4. Defendant/Petitioner is informed and believes and thereon alleges that there has
5 been no further proceedings or papers filed in said action;
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7 5. This action is a civil action of which this Court has original jurisdiction under the
8 provisions of 28 U.S.C.A. §1332 and is one which may be removed to this Court by
9 Defendant/Petitioner pursuant to the provisions of 28 U.S.C.A. §1441(a)(b) in that it is a civil
10 action which allegedly arises out of a dispute involving diverse parties where the amount in
11 controversy exceeds the sum or value of \$75,000.00 due to the Plaintiff undergoing ongoing
12 medical care from a September 15, 2020 slip and fall resulting in alleged severe and debilitating
13 injuries. She has thus far incurred material past medical bills, past pain and suffering and has
14 made further allegations of damages. Plaintiff has claimed in excess of \$15,000.00 in damages
15 in the Complaint since this is the state court jurisdictional threshold. This Plaintiff likely has
16 past medical bills alone in excess of \$15,000.00, plus a claim of past and future pain and suffering,
17 medical care and a possible wage loss. All of this resulted after the subject accident and this
18 Court has original jurisdiction over the claims set forth in Plaintiff’s Complaint.
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21 6. A copy of Defendant/Petitioner’s Notice of Removal of the above-entitled action
22 to the United States District Court for the District of Nevada, together with copies of the
23 Summons and Complaint have been deposited with the Deputy Clerk in the Clerk’s office for
24 the Eighth Judicial District Court of the State of Nevada on March 14, 2022. (*See*, copy of Notice
25 of Filing Notice of Removal attached hereto as Exhibit “C”);
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/s/ Michael A. Federico, Esq.
MICHAEL A. FEDERICO, ESQ.
Nevada Bar No. 005946
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
Attorneys for Defendant
Costco Wholesale Corporation

AFFIDAVIT OF MICHAEL A. FEDERICO, ESQ.

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

MICHAEL A. FEDERICO, ESQ., being first duly sworn deposes and says:

1. That your affiant is an attorney duly licensed to practice law in the State of Nevada and in the United States District Court, District of Nevada, and that he is a member of the law firm of OLSON CANNON GORMLEY & STOBERSKI, maintaining offices at 9950 West Cheyenne Avenue, Las Vegas, Nevada 89129;

2. That your affiant is the attorney for Defendant COSTCO WHOLESALE CORPORATION and makes this affidavit on behalf of the Defendant herein and that affiant has prepared and read the foregoing notice and knows the matters set forth and contained therein to be true and correct to the best of affiant's knowledge and belief;

3. Your affiant further states that on March 14, 2022, through staff he caused to be filed with the Clerk of the Eighth Judicial District Court, a copy of Defendant's Petition for Removal of Civil Action of the above-entitled action to the United States District Court for the District of Nevada at Las Vegas, together with all exhibits, by depositing such copies with the Deputy Clerk in the Clerk's office for the Eighth Judicial District Court of the State of Nevada at the office of the County Clerk, Clark County Courthouse, Las Vegas, Nevada 89101; and

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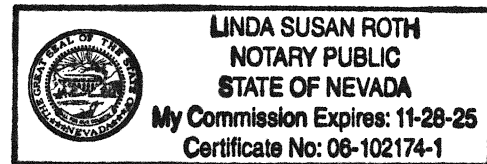
1 4. That your affiant caused to be served a Notice of Removal on David A. Tanner,
2 Esq., Tanner Law Firm, 7895 W. Sunset Rd., Ste. 115, Las Vegas, Nevada 89113, attorney of
3 record for the Plaintiff in the above-entitled action by depositing the same in the United States
4 mail on March 14, 2022.

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MICHAEL A. FEDERICO, ESQ.

Subscribed and sworn before me
this 14th day of March, 2022.


NOTARY PUBLIC in and for said
County and State



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of March, 2022, I sent a true and correct copy of the above and **foregoing PETITION FOR REMOVAL OF CIVIL ACTION** to the parties listed below through the CM/ECF system of the United States District Court for the District of Nevada (or, if necessary, by U.S. Mail, first class, postage pre-paid), upon the following:

David A. Tanner, Esq.
Tanner Law Firm
7895 W. Sunset Rd., Ste. 115
Las Vegas, NV 89113
(702) 987-8888
david@tannerlawfirm.com
Attorney for Plaintiff


An Employee of OLSON CANNON GORMLEY & STOBERSKI

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